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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/613,035	07/07/2003	Brett Thomas	2914-0103	9402
6449	7590	09/26/2005	EXAMINER	
ROTHWELL, FIGG, ERNST & MANBECK, P.C. 1425 K STREET, N.W. SUITE 800 WASHINGTON, DC 20005			FETSUGA, ROBERT M	
			ART UNIT	PAPER NUMBER
			3751	

DATE MAILED: 09/26/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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W-613-035

EXAMINER

ART UNIT

PAPER

20050831

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**Commissioner for Patents**

The reply filed on August 25, 2005 is not fully responsive to the prior Office Action because: new claims were added but applicant failed to address such in relation to the restriction/election requirement. Since the period for reply set forth in the prior Office action has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 CFR 1.136(a).

The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in an Office action. A fully responsive reply must be timely filed to avoid abandonment of this application.

Robert M. Fetsuga  
Primary Examiner  
Art Unit: 3751